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**OFFICE OF THE LIEUTENANT GOVERNOR
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MEMORANDUM

TO: Amy Demboski
Department of Commerce Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: February 24, 2020

RE: Filed Permanent Regulations: Marijuana Control Board

Marijuana Control Board regulations re: suspension or revocation of marijuana handler permit (3 AAC 306.812)

Attorney General File:	2019200637
Regulation Filed:	2/24/2020
Effective Date:	3/25/2020
Print:	233, April 2020

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis
Jane Sawyer, Regulations Specialist

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF MARIJUANA CONTROL BOARD

The attached one page of regulations, dealing with handler permit revocation, is certified to be a correct copy of the regulation changes that the Marijuana Control Board adopted at its January 24, 2020, meeting, under the authority of AS 17.38.121 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Marijuana Control Board paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 1-31-2020

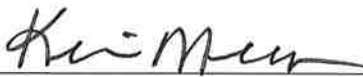


Glen Klinkhart, Interim Director

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on

February 24th, 2020 at 2:19 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Lieutenant Governor

Effective: March 25, 2020.

Register: 233, April 2020.

3 AAC 306.812 is repealed and readopted to read:

3 AAC 306.812. Suspension or revocation of marijuana handler permit. (a) The board may suspend or revoke a permit issued under 3 AAC 306.700, or impose a civil fine if the board finds that a marijuana handler permit holder acted in violation of a statute, regulation, or municipal ordinance.

(b) The director may request the board to suspend or revoke a permit issued under 3 AAC 306.700 by submitting a written statement of reasons for the requested action to the permit holder. A licensee may request the board to suspend or revoke a permit issued under 3 AAC 306.700 by submitting a written statement of reasons for the requested action to the director and the permit holder. The director shall bring the request to the board at the next available meeting.

(c) ~~Before a proceeding to revoke a permit issued under 3 AAC 306.700,~~ the board ^{will} ~~shall~~ provide electronic notice to the ^{holder} ~~holder of the permit~~ at the electronic mail address provided by the permit holder in ^{the holder's} ~~his or her~~ permit application. ^{that a request to take action on the permit will be addressed at the board's next scheduled meeting}

(d) The director shall maintain a list of persons with a suspended, revoked, or expired permit, ^{The list} ~~which~~ shall be made available to licensees and the public. ^{the person's}

(e) A person may appeal the board's decision to suspend or revoke ^{the person's} ~~their~~ permit in accordance with AS 44.62.390 – 44.62.560.

(f) Notwithstanding the requirements of (a) – (e) of this section, the director may suspend a permit issued under 3 AAC 306.700 if the permit holder's check is returned for insufficient funds, until ^{such time as} ~~such time as~~ the permit fee and any associated bank fee is paid. (Eff. 5/23/2018,

Register 226; am 3/25/2020, Register 233)

Authority:	AS 17.38.010	AS 17.38.121	AS 17.38.200
	AS 17.38.070	AS 17.38.150	AS 17.38.900